IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.4877 OF 1996

Haridas Manik Bomblat Kasar
Wadavali, Thane, .. Petitioner.

Vs

Head Master,
Adarsha Vidya Mandir,
Kasar Wadavali, & Ors. .. Respondents.

Mr R.S.Apte, for the petitioner.

Mrs P.S.Cardozo, AGP for respondent nos 5 and 6.

Respondent nos 1 to 4 served.

CORAM : B.H.MARLAPALLE & D.B.BHOSALE,JJ.
DATE : APRIL 13, 2006.
PC:

1. Further to our order dated 7.4.2006, we are informed by the learned A.G.P that Shri T.M.Dongre, Dy.Education Officer, Zilla Parishad, Thane, is present and as per the instructions received by the learned AGP from him, the petitioner’s appointment as an Assistant Teacher was earlier approved on year to year basis, but for the academic year 1996-97 onwards it has been approved subject to the outcome of this petition. We are also informed that the petitioner’s duties, namely, are Physical Training and thus he is a P.T.Teacher for which he holds the deemed qualifications. His appointment is

against a sanctioned vacancy.

2. We, therefore, make the Rule absolute in terms of prayer clause (b)(ii), but for the academic year 1996-97 onwards. No costs.

(D.B.BHOSALE, J.) **(B.H.MARLAPALLE,J.)**